

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
HELENA DIVISION**

**FILED**

**JUL 10 2017**

Clerk, U.S. District Court  
District Of Montana  
Great Falls

BRAD TSCHIDA,

Plaintiff,

vs.

JEFF MANGAN, in his official  
capacity as the Commissioner of  
Political Practices, JONATHAN  
MOTL, in his personal capacity,

Defendants.

**CV-16-102-H-BMM**

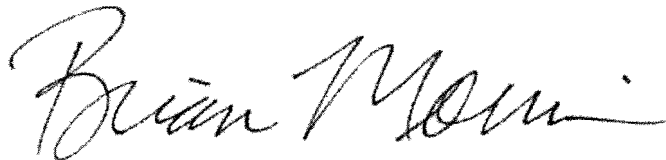
**ORDER**

Defendant Motl moves this Court to dismiss the second, third, and fourth claims, and all claims for damages, in Plaintiff Tschida's Second Amended Complaint for Damages, Injunctive Relief, and Declaratory Relief (Doc. 55). (Doc. 56.) The Court previously dismissed these claims from Tschida's First Amended Complaint upon granting Motl's motion to dismiss those claims based upon qualified immunity. (Doc. 45.)

Tschida admits that he did not make any substantive changes to these claims in his Second Amended Complaint. (Doc. 58 at 2.) Tschida states that he included the claims again “for purposes of preserving them for appellate review.” *Id.*

For the reasons stated in the Court’s previous Order (Doc. 45), **IT IS ORDERED** that Defendant’s Motion to Dismiss (Doc. 56) is **GRANTED**. Plaintiffs second, third, and fourth claims of the Second Amended Complaint are **DISMISSED WITH PREJUDICE**.

DATED this 10th day of July, 2017.

A handwritten signature in cursive script, reading "Brian Morris". The signature is written in black ink and is positioned above a horizontal line.

Brian Morris  
United States District Court Judge